

**CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL**  
 (Only for Continuation or Divisional Applications Under 37 C.F.R. 1.53(d))

First Named Inventor	TOTAL PAGES	DOCKET NO.
Howard E. Rhodes		M4065.0101/P101

**TO THE ASSISTANT COMMISSIONER FOR PATENTS**

Box CPA  
 Washington, D.C. 20231

This is a request for filing a ☒ continuation ☐ divisional application under 37 C.F.R. 1.53(d), Continued Prosecution Application (CPA) of prior application number 09/172,298 filed on October 14, 1998 and entitled:

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1. ☒ Enter the unentered amendment previously filed on August 18, 2000 under 37 C.F.R. 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.53(d), the Commissioner is requested to delete the name(s) of the following person or persons who were named as inventors in the prior nonprovisional application, but are not inventors of the invention being claimed in this application:
 

09/14/2000 NGUYEN 00000023 09172298

02 FC:131 690.00 OP

03 FC:103 954.00 OP

04 FC:102 234.00 OP
4. ☐ A new power of attorney is enclosed.
5. ☐ An Information Disclosure Statement (IDS) is enclosed:
  - a. ☐ PTO-1449
  - b. ☐ Copies of IDS Citations
6. ☒ The fee for this application is calculated as follows:

CLAIMS AS FILED					
For	# Filed	# Allowed	# Extra	Rate	Fee
Total Claims	73	- 20 =	53	x \$18.00	\$954.00
Independent Claims	6	- 3 =	3	x \$78.00	\$234.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
BASIC FEE					\$690.00
Other fees (specify purpose): One month extension of time					\$110.00
TOTAL FILING FEE					\$1988.00

☒ Large Entity

☐ Small Entity

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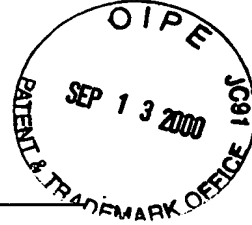
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7. ☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 4 - 1073:

☒ fees required under 37 C.F.R. 1.16.

☒ fees required under 37 C.F.R. 1.17.

☐ fees required under 37 C.F.R. 1.18.



8. ☐ Charge Deposit Account No. 4 - 1073 in the amount of \_\_\_\_\_  
A duplicate copy of this sheet is enclosed.

9. ☒ A check in the amount of \$1988.00 is enclosed.

10. ☐ Small Entity Status

a. ☐ A small entity statement is enclosed.

b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.

11. ☐ Also enclosed:

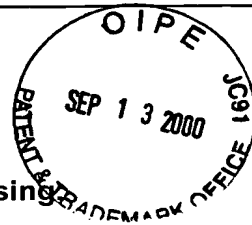
12. ☒ The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below:

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NOTES

Submit an original, and a duplicate for fee processing



**FILING QUALIFICATIONS:** The prior application must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. 1.51(b) and filed on or after June 8, 1995, or (2) the national stage of an international application in compliance with 35 U.S.C. 371 and filed on or after June 8, 1995.

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. 1.53(d), but must be filed under 37 C.F.R. 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. 1.14 to access to, copies of, or information concerning the prior application may be given similar access to copies of or similar information concerning the other application or application in the file jacket.

**35 U.S.C. STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. 1.78(a).

Dated: September 13, 2000

DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP  
2101 L Street NW  
Washington, DC 20037-1526  
(202) 785-9700

Signature

Thomas J. D'Amico

Typed or printed name

28,371

Registration Number (if applicable)

☐ Inventor(s)

☐ Assignee of complete interest

☒ Attorney or agent of record

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